

AMENDED IN ASSEMBLY JUNE 20, 2011

AMENDED IN SENATE MAY 3, 2011

AMENDED IN SENATE APRIL 25, 2011

AMENDED IN SENATE APRIL 5, 2011

SENATE BILL

No. 752

Introduced by Senator Berryhill
(Coauthor: Assembly Member Chesbro)

February 18, 2011

An act to add Section 1065 to the Fish and Game Code, relating to entitlements.

LEGISLATIVE COUNSEL'S DIGEST

SB 752, as amended, Berryhill. Entitlements: voluntary donations.

Under existing law, all licenses, permits, tags, reservations, and other entitlements authorized by the Fish and Game Code are prepared and issued by the Department of Fish and Game. Existing law authorizes specified persons to obtain tags or stamps for the taking of specific animals or aquatic species, if certain requirements are met.

This bill would require that a person to whom a license, permit, reservation, tag, or other entitlement is issued pursuant to the Automated License Data System have the opportunity at the time of issuance to voluntarily release contact information to nonprofit conservation organizations, as defined, through means of a ~~check-off~~ *checkoff* box, or through other means the department determines to be appropriate. The bill would require the department to annually transmit contact information to the designated nonprofit conservation organization. The bill would authorize the department to impose a charge on a nonprofit

conservation organization to recover the *direct* reasonable costs of administering these provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1065 is added to the Fish and Game Code,
2 to read:

3 1065. (a) A person to whom any license, permit, reservation,
4 tag, or other entitlement is issued pursuant to the Automated
5 License Data System shall have the opportunity at the time of
6 issuance to voluntarily release his or her contact information to
7 eligible nonprofit conservation organizations through means of a
8 ~~check-off~~ *checkoff* box, or through other means the department
9 determines to be appropriate.

10 (b) A nonprofit conservation organization seeking to receive
11 contact information pursuant to this section shall submit, once
12 every three years, a letter to the department providing evidence
13 that it meets the criteria set forth in subdivision (e). If the
14 department determines that the nonprofit organization is eligible,
15 it shall include the entity in the check-off box or other means
16 determined pursuant to subdivision (a).

17 (c) ~~The Notwithstanding Section 1050.6, the~~ department shall
18 annually transmit contact information collected pursuant to
19 subdivision (a) to the designated nonprofit conservation
20 organization.

21 (d) The department may impose a charge on a nonprofit
22 conservation organization included in the check-off box or other
23 means determined pursuant to subdivision (a) that shall not exceed
24 the reasonable costs associated with the *direct* administration of
25 this section.

26 (e) As used in this section, “nonprofit conservation organization”
27 means a nonprofit organization, as defined in the Internal Revenue
28 Code, that is registered with the Attorney General and determined
29 to be eligible by the department that has goals and objectives
30 directly related to the conservation and management of fish or
31 game species, and, in the previous three calendar years, has entered
32 into a contract or other agreement with the department to perform
33 habitat or other wildlife conservation work, facilitate fishing or

1 hunting opportunities for the public, or raise funds on behalf of
2 the department, including the sale of hunting fundraising tags or
3 related items.

4 (f) Any advertising materials produced pursuant to this section
5 are subject to Section 211.

6 (g) The department may develop policies and procedures to
7 implement this section, including, but not limited to, those specified
8 in Section 1054.8.

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